

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

H.B.,) CIVIL ACTION FILE
Plaintiff,)
v.) NO. 1:22-cv-01181-JPB
RED ROOF INNS, INC., *et al.*,)
Defendants.)

**RRI DEFENDANTS' MOTION IN LIMINE TO EXCLUDE EVIDENCE OF
UNVERIFIED CUSTOMER REVIEWS**

Defendants Red Roof Inns, Inc., FMW RRI I, LLC, and RRI West Management, LLC (RRI Defendants) move this Court for an order barring Plaintiffs from introducing evidence at trial relating to unverified customer reviews. This evidence is irrelevant and inadmissible hearsay. And any probative value it has is substantially outweighed by the unfair danger of prejudice and risk of misleading and confusing the jury. Thus, the Court should exclude these exhibits and testimony relating to the same at trial. A Memorandum in Support is attached and incorporated.

Dated: October 21, 2024

Respectfully submitted,

/s/ Marcella C. Ducca

Marcella C. Ducca (Ga Bar No. 115079)
Brandon D. Cox (Ga Bar No. 832025)
GREENBERG TRAURIG LLP
Terminus 200
3333 Piedmont Road NE, Suite 2500
Atlanta, GA 30305

Telephone: 678.553.2100
duccam@gtlaw.com
coxb@gtlaw.com

Chelsea R. Mikula (*pro hac vice*)
Joseph A. Manno (*pro hac vice*)
Elisabeth C. Arko (*pro hac vice*)
Emily R. Grace (*pro hac vice*)
TUCKER ELLIS LLP
950 Main Avenue, Suite 1100
Cleveland, OH 44113-7213
Telephone: 216.592.5000
Facsimile: 216.592.5009
chelsea.mikula@tuckerellis.com
joseph.manno@tuckerellis.com
elisabeth.arko@tuckerellis.com
emily.grace@tuckerellis.com

Sandra J. Wunderlich (*pro hac vice*)
TUCKER ELLIS LLP
100 South Fourth Street, Suite 600
St. Louis, MO 63102
Telephone: 314.256.2550
sandra.wunderlich@tuckerellis.com

*Attorneys for Defendants Red Roof Inns,
Inc., FMW RRI I, LLC, and RRI West
Management, LLC*

LOCAL RULE 7.1(D) CERTIFICATION

Counsel certifies that this motion has been prepared with Times New Roman size 14 pt font, which is one of the font and point selections approved by the Court in Local Rule 5.1. This motion does not contain more than 10 characters per inch of type.

Dated: October 21, 2024

/s/ Marcella C. Ducca

Marcella C. Ducca

*One of the Attorneys for Defendants
Red Roof Inns, Inc., FMW RRI I, LLC,
and RRI West Management, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on October 21, 2024, a copy of the foregoing was filed electronically. Service of this filing will be made under Fed. R. Civ. P. 5(b)(2)(E) through this Court's electronic filing system. Parties may access the filing through the Court's system.

/s/ Marcella C. Ducca

Marcella C. Ducca

*One of the Attorneys for Defendants Red
Roof Inns, Inc., FMW RRI I, LLC, and
RRI West Management, LLC*